IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 3720 of 2005

Between:

Smt.M.Rama Lakshmi, W/o.M.Polinaidu
R/o.Vanjangi Village and Post Amadalavalasa Mandal, Srikakulam District.

..... PETITIONER

AND

1 The Joint Collector, Srikakulam District, Srikakulam.
2 The Revenue Divisional Officer Srikakulam.
3 Mandal Revenue Officer Amadalavalasa Mandal, srikakulam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of writ of Mandamus, declaring the order in Proceeding No.1975/2004-H Dt.31.12.2004 passed by the 2nd respondent as being illegal, arbitrary, violative of principles of natural justice and violative of Articles 14 of the constitution of India, and consequently set aside the same and also suspend the said order by directing the respondents to permit the petitioner to run the Fair Price Shop at Vanjangi, Admadalavalasa Mandal, Srikakulam District and pass such other order or orders.

Counsel for the Petitioner: MR.M.VISWANADHAM

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court at the admission stage made the following :

***ORAL ORDER*:**

Heard the learned counsel for the petitioner. Perused the material placed before me.

The only grievance of the petitioner is that in spite of appeal being filed by him challenging the final orders passed by the RDO, who is the appointing authority, along with an interim application seeking reinstatement of the petitioner pending appeal, no interim orders have been passed by the appellate authority.

Admittedly, the appeal was filed on 11.1.2005. It appears and as alleged, no interim directions have either been granted or rejected.

In such circumstances, this Court cannot go into the facts of the case. But a direction be given to the appellate authority-first respondent to dispose of the interim application, if any filed by the petitioner, within two weeks from the date of receipt or presentation of the copy of this order by the counsel.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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kvsn 28-02-2005

To

1 The Joint Collector, Srikakulam District, Srikakulam.

2 The Revenue Divisional Officer Srikakulam.

3 Mandal Revenue Officer Amadalavalasa Mandal, srikakulam District.

4 Two copies to the GP for Civil Supplies High Court buildings, Hyderabad.

5 Two CDs.